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8 **UNITED STATES DISTRICT COURT**  
9 **SOUTHERN DISTRICT OF CALIFORNIA**

10 THERMOLIFE INTERNATIONAL,  
11 LLC,  
12  
13 vs. Plaintiff,  
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15 BIO-ENGINEERED SUPPLEMENTS  
16 AND NUTRITION, INC., ABB  
PERFORMANCE, LLC, and  
OPTIMUM NUTRITION, INC.,  
17 Defendants.

CASE NO. 13-cv-908 JLS (MDD)

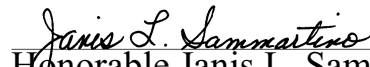
**ORDER GRANTING JOINT  
MOTION FOR DISMISSAL OF  
ALL CLAIMS AND  
COUNTERCLAIMS PURSUANT  
TO FEDERAL RULE OF CIVIL  
PROCEDURE 41(a)(1)(A)(ii)**

(ECF No. 23)

18 Presently before the Court is the parties' Joint Motion for Dismissal of All  
19 Claims and Counterclaims Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii).  
20 (ECF No. 23.) Good cause appearing, the Court **GRANTS** the Motion. All claims  
21 asserted by Plaintiff against Defendants and all counterclaims asserted by Defendants  
22 against Plaintiff are hereby **DISMISSED WITH PREJUDICE**. As agreed by the  
23 parties, each will bear its own fees and costs. The Clerk of the Court shall close the file.

24 **IT IS SO ORDERED.**

25  
26 DATED: February 9, 2015

27   
28 Honorable Janis L. Sammartino  
United States District Judge